

AUG 09 2006



FAX COVER SHEET

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DATE: **August 9, 2006** TOTAL # OF PAGES:
(INCLUDING THIS COVER SHEET) **36**

Mail Stop AMENDMENT

TO: **Commissioner for Patents** FAX #: **(571) 273-8300**

Examiner: Not yet assigned

FIRM NAME: **Art Unit: Not yet assigned** PHONE #:

FROM: **Victor E. Johnson** FAX #: **(415) 398-3249**

PHONE #: **(415) 781-1989** EMAIL: **johnson.victor@dorsey.com**

RE: **U.S. Patent Application No. 10/534,213 filed November 6, 2003**
Entitled: A Transmit Antenna
Docket No. 186617/US/DJB/VEJ/RBE
Client-Matter 461124-00100

COMMENTS:

Kindly acknowledge receipt by return facsimile of the following documents:

1. Supplemental Information Disclosure Statement;
2. Substitute Form PTO/SB/BA;
3. Supplementary European Search Report;
4. Copies of three (3) cited foreign documents; and
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REFERENCE # none

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4836-9120-7425\1

AUG 09 2006

PATENT

Attorney Docket No. 186617/US/DJB/VEJ/RBE

Attorney Matter No. 461124-00100

Application No. 10/534,213

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Robert M. ELLARD

Application No. 10/534,213

Filed: November 6, 2003

For: **A TRANSMIT ANTENNA**Art Unit: *To be assigned*Examiner: *To be assigned*

Docket No.: 186617/US/DJB/VEJ/RBE

Certificate of Facsimile Transmittal
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being facsimile transmitted to the U.S. Patent and Trademark Office, (571) 273-3249 on August 9, 2006.

Wendy Wilson

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/8A. In accordance with 1287 Off. Gaz. Pat. Office 163, 10/19/2004, no copies of U.S. patents and U.S. published applications are enclosed. Copies of all other references are enclosed.

Applicant makes no representation that a search has been conducted by the Applicant, or that there is not possibly more relevant art. Applicant also makes no representation that the information submitted herewith is in fact material to patentability. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 11 O.G. 13-25, at 25.

Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the references listed on the enclosed substitute for form PTO-1449

INFORMATION DISCLOSURE STATEMENT

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4829-0575-7953\1)

PATENT

Attorney Docket No. 186617/US/DJB/VEJ/RBE
Attorney Matter No. 461124-00100
Application No. 10/534,213

Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the references listed on the enclosed substitute for form PTO-1449 were first cited in a foreign search report dated May 31, 2006, for counterpart European Application No. EP 03 76 9071.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a continued prosecution application, within three months of the date of entry of a national stage, before the mailing date of a first Office action on the merits, or before the mailing date of a first Office action after the filing date of request for continued examination. 37 C.F.R. § 1.97(b). No fee is required.

In accordance with 37 C.F.R. § 1.98(a)(3) and M.P.E.P. § 609 (III)(A)(3), a concise explanation of the relevance of the non-English language document(s) is required. A copy of the Supplemental European Search Report for the counterpart European application is enclosed herewith, which serves as the concise statement as to the relevance of the non-English language documents thereof.

INFORMATION DISCLOSURE STATEMENT

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PATENT

Attorney Docket No. 186617/US/DJB/VEJ/RBE

Attorney Matter No. 461124-00100

Application No. 10/534,213

I hereby state that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1) and therefore no fee is required. While no additional fee is believed to be due, if this belief is in error, the Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 50-2319 (Matter No. 461124-00100; Docket No. 186617/US/DJB/VEJ/RBE).

Respectfully submitted,

Date: 8/9/2006By: 

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Substitute PTO/SB/8A (07-05)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/534,213
				Filing Date	November 6, 2003
				First Named Inventor	Robert M. ELLARD
				Art Unit	To be assigned
				Examiner Name	To be assigned
Sheet	1	of	1	Attorney Docket Number	186617/US/DJB/VEJ/RBE

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	U.S. Patent Document Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	3,808,599 A	04-30-1974	Brunner	
	A2				
	A3				
	A4				
	A5				
	A6				
	A7				
	A8				
	A9				
	A10				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document Country Code ² Number ² Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T*
	A11	DE 19 60 076 A1	06-03-1971	Licentia		
	A12	FR 1 318 501 A	02-15-1963	Marconi's Wireless Telegraph Co. Ltd.		
	A13	DE 201 03 831 U1	08-02-2001	Roemer		
	A14					
	A15					

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T*	
	A16			
	A17			
	A18			
	A19			

Examiner Signature	Date Considered
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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4829-0575-7953\1